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Attorneys for Defendants

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

JOSE MORENO as CHAIRMAN and LARRY
TOTTEN as CO-CHAIRMAN of the BOARD
OF TRUSTEES FOR THE LABORERS
HEALTH AND WELFARE TRUST FUND
FOR NORTHERN CALIFORNIA;
LABORERS VACATION-HOLIDAY TRUST
FUND FOR NORTHERN CALIFORNIA;
LABORERS PENSION TRUST FUND FOR
NORTHERN CALIFORNIA; and LABORERS
TRAINING AND RETRAINING TRUST
FUND FOR NORTHERN CALIFORNIA,

Plaintiffs,

vs.

S.J. WEAVER CONTRACTING, INC., a
California corporation; and STEVEN J.
WEAVER, an Individual,

Defendants.

CASE NO. C-04-4699 SI

Assigned to Hon. Susan Illston for all
purposes.

**JOINT STIPULATION FOR DISMISSAL
OF ENTIRE ACTION WITH
PREJUDICE; [PROPOSED] ORDER
THEREON**

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IT IS HEREBY STIPULATED by and between the parties to this action through their designated counsel that the above-captioned action, entitled JOSE MORENO, etc., et al. v. S.J. WEAVER CONTRACTING, INC., et al., USDC N.D. Cal. Case Number C-04-4699 SI, be and hereby is dismissed in its entirety with prejudice pursuant to Federal Rules of Civil Procedure, Rule 41(a)(2).

DATED: October 31, 2006

STANTON, KAY & WATSON, LLP

By: /s/
James P. Watson
Attorneys for Plaintiffs

DATED: November 13, 2006

ATKINSON, ANDELSON, LOYA, RUUD & ROMO

By: /s/
Thomas W. Kovacich
Attorneys for Defendants

[PROPOSED] ORDER

IT IS SO ORDERED that the action entitled JOSE MORENO, etc., et al. v. S.J. WEAVER CONTRACTING, INC., et al., USDC N.D. Cal. Case Number C-04-4699 SI is dismissed with prejudice pursuant to Federal Rules of Civil Procedure, Rule 41(a)(2).

IT IS SO ORDERED.

DATED: _____



HON. SUSAN ILSTON
UNITED STATES DISTRICT JUDGE